

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

CHARLES HARDEN,

Petitioner,

-vs-

STATE OF OHIO,

Respondent.

Case No. 3:06-cv-349

District Judge Walter Herbert Rice  
Chief Magistrate Judge Michael R. Merz

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**ORDER ADOPTING SUPPLEMENTAL REPORT AND RECOMMENDATIONS**

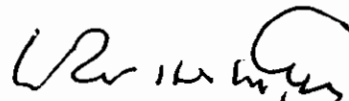
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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #5), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired on December 7, 2006, hereby ADOPTS said Supplemental Report and Recommendations.

It is therefore ORDERED that the Petition herein be dismissed with prejudice as barred by the statute of limitations.

December 19, 2006.



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Walter Herbert Rice  
United States District Judge